



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

OFFICE OF
ENVIRONMENTAL CLEANUP

NOV 03 2015

The Honorable Dennis V. McGinn
Assistant Secretary of the Navy
Energy, Installations and the Environment
1000 Navy Pentagon, Room 4E739
Washington, DC 20350-1000

Re: RCRA Section 7003 Unilateral Administrative Order, Gorst Creek Landfill, Port Orchard
Washington

Dear Mr. McGinn:

On February 26, 2015, the United States Environmental Protection Agency (EPA) notified the United States Department of the Navy of its final decision to make effective a Unilateral Administrative Order (UAO) issued under the authority of Section 7003 of the Resources Conservation and Recovery Act (RCRA) regarding the Gorst Creek Landfill in Port Orchard, Washington. In recognition of the Navy's stated interest to work collaboratively with EPA to address the site, the EPA granted three extensions to the time frame for submission of the first work deliverable, the Site Management Plan required by Paragraph 46 of Section VII, so that the first deliverable was due two-hundred forty (240) calendar days from the effective date of the UAO.

With the assistance of the Department of Justice, the EPA and the Navy recently reached an agreement in principal on a settlement that would provide for response action at the site. This settlement agreement is currently undergoing final review and, if agreed to, will be subject to a minimum public comment period of thirty (30) days. On October 16, 2015, the Department of Justice, on behalf of the Navy, requested a fourth extension for submission of the first work deliverable due under the UAO in order to provide the time necessary to complete the settlement process.

At this time, EPA agrees that additional time is appropriate to complete the settlement process and anticipates that an extension of ninety (90) days will provide sufficient time to complete final review and the public comment process. The granting of this fourth extension is based on the Navy's demonstrated commitment to address the site and the understanding that the parties will continue to work quickly toward a final resolution. With this letter the EPA is hereby modifying the UAO to make the Site Management Plan required by Paragraph 46 of Section VII due three hundred and thirty (330) calendar days from the effective date of the UAO.

We look forward to working with the Navy to reach a final resolution that ensures a timely response that will protect public health and the environment from the risks posed by the Gorst

Creek Landfill. If you have any questions concerning this letter please contact Alex Fidis of the EPA Region 10 Office of Regional Counsel at (206) 553-4710.

Sincerely,



Chris Field, Acting Director
Office of Environmental Cleanup

cc by email:

Richard Mach, U.S. Navy
Aundrea Taplin, U.S. Navy
Austin Saylor, Department of Justice
Erika Zimmerman, Department of Justice